



FEDERAL ELECTION COMMISSION
Washington, DC 20463

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MEMORANDUM

TO: The Commission

FROM: Lisa Stevenson
Acting General Counsel

BY: Kathleen Guith *KG/eip*
Acting Associate General Counsel for Enforcement

Mark Allen *MA/eip*
Assistant General Counsel

Elena Paoli *ef*
Staff Attorney

SUBJECT: Closure of MUR 6128 (Craig for U.S. Senate and Larry E. Craig in his official capacity as treasurer and Larry E. Craig)

ACTIONS RECOMMENDED

Close the file in MUR 6128 as to all respondents.

DISCUSSION

On June 11, 2012, the Commission filed a lawsuit in federal district court against Craig for U.S. Senate and Larry E. Craig ("Defendants") for violations of 2 U.S.C. § 439a(b) (recodified at 52 U.S.C. § 30114(b)).

On March 4, 2016, the United States Court of Appeals for the District of Columbia Circuit entered a judgment affirming the district court's order granting summary judgment to the Commission. Defendants did not seek rehearing from the Court of Appeals or a *writ of certiorari* from the United State Supreme Court by the deadlines, the last of which expired on June 2, 2016.

The district court's order required defendant Craig to disgorge \$197,535 and pay a civil penalty of \$45,000 to the United States Treasury. Both of those checks were received on August 5, 2016, and GSA confirms that they were successfully deposited.

1 Accordingly, it appears that the litigation involving Defendants has reached its final
2 conclusion, and there is nothing prohibiting the public release of the file in MUR 6128 once the
3 Commission approves the closing of the file as to all respondents and the notification letters are
4 sent. *See* 11 C.F.R. § 111.20(c).
5

6 **RECOMMENDATIONS:**
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- 8 1. Close the file in MUR 6128 as to all respondents.
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10 2. Approve the appropriate letters.

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